

Amendment No. 1 to HB2789

Curcio
Signature of Sponsor

AMEND Senate Bill No. 2535*

House Bill No. 2789

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-17-318, is amended by deleting subsection (a) and substituting instead the following:

(a) A person commits unlawful exposure who, with the intent to cause emotional distress, distributes an image of the intimate part or parts of another identifiable person or an image of an identifiable person engaged in sexually explicit conduct if:

(1) The image was photographed or recorded under circumstances

where the parties agreed or understood that the image would remain private; and

(2) The person depicted in the image suffers emotional distress.

SECTION 2. Tennessee Code Annotated, Section 39-17-318(b), is amended by adding the following as new subdivisions:

() "Identifiable person" means a person who is identifiable from the image itself or from information transmitted in connection with the image;

() "Sexually explicit conduct" has the same meaning as defined in § 39-13-301;

SECTION 3. This act takes effect July 1, 2022, the public welfare requiring it.